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IN THE CLAIMS:

The text of all pending claims, (including withdrawn claims) is set forth below. Cancelled and not entered claims are indicated with claim number and status only. The claims as listed below show added text with <u>underlining</u> and deleted text with <u>strikethrough</u>. The status of each claim is indicated with one of (original), (currently amended), (cancelled), (withdrawn), (new), (previously presented), or (not entered).

- 1. (previously presented) A method for determining the quantity of items in a container, each item having a same nominal weight between an upper weight limit and a lower weight limit, the method comprising:
- a. defining a predetermined quantity, n, of items to be transferred in a single transfer cycle into a container, n being selected such that a product of (n+l) and the lower weight limit exceeds a product of n and the upper weight limit and such that a product of n and the lower weight limit exceeds a product of (n-1) and the upper weight limit, and attempting to transfer n items into the container;
- b. measuring weight of an actual quantity of items transferred to the container in step (a); and,
- c. dividing a value of the weight ascertained in step (b) by the nominal weight to determine the actual quantity of items transferred in the container in step (a).
- 2. (original) A method according to claim 1, wherein steps (a) to (c) are repeated until the sum of the predetermined quantities of step (a) of each repetition equals a specified quantity.
- 3. (previously presented) A method according to claim 1 or 2, wherein the weight of step (b) is measured using a check weigher.
- 4. (original) A method according to claim 3, wherein the check weigher is part of a production line.
- 5. (original) A method according to claim 4, wherein the production lines includes an upstream packaging machine.
- 6. (previously presented) A method according to claim 1 or 2, wherein the items are packets of snack foods.